

IAP7 Rec'd PCT/PTO 21 JUL 2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Shalom Z. Hirschman	Confirmation No.:	1557
Serial No.:	10/559,690 (national stage of PCT/US04/17762 filed June 4, 2004)	Art Unit:	To be assigned
Filed:	June 4, 2004	Examiner:	To be assigned
For:	A METHOD FOR TREATING CANCER PATIENTS UNDERGOING CHEMOTHERAPY	Attorney Docket No.:	11530-069-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) ("Notification") mailed March 24, 2006, in connection with the above-identified application, Applicant submits herewith (1) a Declaration for Non-Provisional Patent Application executed by Shalom Z. Hirschman on July 11, 2006; (2) a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for two months from May 24, 2006 to and including July 24, 2006; and (3) a return copy of the Notification.

The Notification indicates that additional claim fees of \$425 (\$300 for 5 independent claims over 3, and \$125 for 15 total claims over 20) are required. In a telephone call of May 3, 2006 with Ms. Paulette Kidwell in the Office of PCT Operations, Ms. Kidwell, upon reviewing the claims, indicated that there were 30 total claims, instead of 35 total claims, and 5 independent claims, instead of 8 independent claims. Since the Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) filed on December 5, 2005 authorized payment for 30 total claims and 5 independent claims, no additional claim fees are believed to be due. However, if any additional fee(s) is required, please charge any such required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed for accounting purposes.

07/26/2006 ATRAN1 00000158 503013 10559690

01 FC:2615 125.00 DA
02 FC:2614 300.00 DA

Date: July 21, 2006

Respectfully submitted,



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Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/559,690 ✓	Shalom Z Hirschman	11530-069-999 ✓
INTERNATIONAL APPLICATION NO.		
PCT/US04/17762		
I.A. FILING DATE	PRIORITY DATE	
06/04/2004	06/05/2003	

20583
 JONES DAY
 222 EAST 41ST ST
 NEW YORK, NY 10017

CONFIRMATION NO. 1557
 371 FORMALITIES LETTER

 OC000000018369256

Date Mailed: 03/24/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/05/2005
- Copy of the International Search Report filed on 12/05/2005
- Copy of IPE Report filed on 12/05/2005
- Preliminary Amendments filed on 12/05/2005
- Biochemical Sequence Diskette filed on 12/05/2005
- Biochemical Sequence Listing filed on 12/05/2005
- Request for Immediate Examination filed on 12/05/2005
- U.S. Basic National Fees filed on 12/05/2005
- Priority Documents filed on 12/05/2005
- Specification filed on 12/05/2005
- Claims filed on 12/05/2005
- Abstracts filed on 12/05/2005

Oath/Dec and
 Fee Due 5/24/06

RECEIVED

APR 06 2006

ADRIANE M. ANTLER

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$425 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$425** for a Small Entity:

- Total additional claim fee(s) for this application is **\$ 425**

- **\$300** for 5 independent claims over 3.
- **\$125** for 15 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/559,690	PCT/US04/17762	11530-069-999

FORM PCT/DO/EO/905 (371 Formalities Notice)